

# Commonwealth of Massachusetts Executive Office of Energy & Environmental Affairs

# Department of Environmental Protection

Central Regional Office • 627 Main Street, Worcester MA 01608 • 508-792-7650

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TIMOTHY P. MURRAY Lieutenant Governor RICHARD K. SULLIVAN JR. Secretary

> KENNETH L. KIMMELL Commissioner

November 21, 2012

Mr. Steve Bevilacqua Evergreen Development 47 South Maple Street Bellingham, MA 02019 RE: Uxbridge

Transmittal No.: X252155 Application No.: CE-12-027

Class: SM-25

FMF No.: 535684

AIR QUALITY PLAN APPROVAL

Dear Mr. Bevilacqua:

The Massachusetts Department of Environmental Protection ("MassDEP"), Bureau of Waste Prevention, has reviewed your Non-major Comprehensive Plan Application ("Application") listed above. This Application concerns the proposed construction and operation of an asphalt drum mixer at your bituminous concrete manufacturing facility located at 586 Quaker Highway in Uxbridge, Massachusetts ("Facility"). The Application bears the seal and signature of Stephen J. Babcock, Massachusetts Registered Professional Engineer Number 39761.

This Application was submitted in accordance with 310 CMR 7.02 Plan Approval and Emission Limitations as contained in 310 CMR 7.00 "Air Pollution Control" regulations adopted by MassDEP pursuant to the authority granted by Massachusetts General Laws, Chapter 111, Section 142 A-J, Chapter 21C, Section 4 and 6, and Chapter 21E, Section 6. MassDEP's review of your Application has been limited to air pollution control regulation compliance and does not relieve you of the obligation to comply with any other regulatory requirements.

MassDEP has determined that the Application is administratively and technically complete and that the Application is in conformance with the Air Pollution Control regulations and current air pollution control engineering practice, and hereby grants this **Plan Approval** for said Application, as submitted, subject to the conditions listed below.

Please review the entire Plan Approval, as it stipulates the conditions with which the Facility owner/operator ("Permittee") must comply in order for the Facility to be operated in compliance with this Plan Approval.

### 1. DESCRIPTION OF FACILITY AND APPLICATION

The Facility will be a newly constructed bituminous concrete manufacturing plant.

#### A. Description of proposed equipment

1. Receipt and storage of mineral aggregate and RAP (Emission Unit #5)

Raw material aggregate and recycled asphalt pavement ("RAP") will be trucked to the Facility and stored in three-sided, covered storage bins. These raw materials will be moved by front-end loader to covered conveyors leading to the drum mixer.

2. Asphalt tank (Emission Unit #4)

The asphalt tank will be a vertical 25,000 gallon capacity tank equipped with vent condensers to control condensable hydrocarbon emissions.

3. Drum mixer (Emission Unit #1)

The drum mixer will be an ADM Model EX300 counterflow rotary dryer/mixer. Aggregate will be dried and heated inside the rotary drum and then pass behind the burner nose. Behind the burner, the heated aggregate will be mixed with liquid asphalt and RAP to form the product hot mix asphalt ("HMA").

4. HMA storage silos (Emission Unit #3)

The HMA will flow onto enclosed conveyors leading to the tops of the three separate HMA storage silos. The silos will be equipped with a top of silo blue smoke recovery system. ("Blue smoke" refers to the hydrocarbons, both visible as opacity and invisible, that emanate from heated asphalt products.) The exhaust vents of the silos will be ducted together with the conveyors to capture exhaust gases containing hydrocarbon vapors. The exhaust will be pulled by a fan into the rotary dryer burner for combustion. HMA will be loaded from the bottoms of the silos into trucks.

5. Hot oil heater (Emission Unit #2)

The liquid asphalt tank and HMA storage silos require heating to maintain sufficient temperature. The heat will be supplied by circulating heat transfer oil. The heat transfer oil will be heated in a dedicated hot oil heater burning natural gas.

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#### B. Identification of applicable regulatory requirements

- 1. The Facility will be subject to requirements under the United States Environmental Protection Agency ("USEPA") designated as 40 CFR Part 60, Subpart I, "Standards of Performance for Hot Mix Asphalt Plants". The requirements of MassDEP under Best Available Control Technology ("BACT") are more stringent than the 40 CFR Part 60, Subpart I requirements; therefore, compliance of the Facility with the BACT requirements will ensure compliance with 40 CFR Part 60, Subpart I.
- 2. MassDEP requires BACT for this Facility. MassDEP has determined that the following represents BACT for the Facility:
  - a. Particulate matter emissions from raw material/aggregate handling will be controlled by using only pre-washed aggregate; using covered storage bins; keeping all driving surfaces free of dust by vacuum sweeping and water sprays.
  - b. Emissions from products of combustion in the rotary dryer will be controlled by a low- $NO_x$  burner.
  - c. Particulate matter emissions from the rotary dryer will be controlled by a fabric filter baghouse.
  - d. Hydrocarbon emissions from the liquid asphalt tank will be controlled by vent condensers.
  - e. Blue smoke hydrocarbon emissions from the HMA will be controlled by the mixing drum recovery fan, and by the top of silo blue smoke recovery system.
- 3. National Ambient Air Quality Standards ("NAAQS")

In order to estimate the impacts to the ambient air from the proposed facility, the Permittee estimated the maximum expected emissions using emission factors developed by the United States Environmental Protection Agency and published in AP-42, "Compilation of Air Pollutant Emission Factors". Standard air dispersion models were then used to project maximum ground level impacts from the estimated emissions. This modeling indicated the NAAQS would not be exceeded. In addition, the modeling showed the MassDEP Allowable Ambient Levels ("AALs") for various air contaminants would not be exceeded.

# 2. EMISSION UNIT (EU) IDENTIFICATION

Each Emission Unit (EU) identified in Table 1 is subject to and regulated by this Plan Approval:

Table 1				
EU#	Description	Design Capacity	Pollution Control Device (PCD)	
1	Rotary Drum/Mixer Model ADM EX300	300 tons per hour 100 million BTU per hour	Totally Enclosed Burner for low sound generation Knockout Chamber & Fabric Filter for PM control Drum Recovery Fan for Blue Smoke Capture	
2	Heater Model CEI-1200	1.41 million BTU per hour	none	
3	HMA Storage Silos (3)	150 tons each	Blue Smoke capture system	
4	Liquid Asphalt Tank	25,000 gallons	Vent Condensers	
5	Aggregate Receipt/Storage/Conveying	N/A	Wetting, sweeping	

Table 1 Key:

EU# = Emission Unit Number HMA = Hot Mix Asphalt BTU = British Thermal Unit

PCD = Pollution Control Device PM = Particulate Matter

# 3. <u>APPLICABLE REQUIREMENTS</u>

## A. OPERATIONAL, PRODUCTION and EMISSION LIMITS

The Permittee is subject to, and shall not exceed the Operational, Production, and Emission Limits as contained in Table 2:

Table 2			
EU#	Operational / Production Limit	Air Contaminant	<b>Emission Limit (Note 1)</b>
1	Natural Gas shall be the only fuel.	NO <sub>x</sub>	0.044 lb/MMBtu, 0.55 tpm, 2.2 tpy
	2. 96,153,000 cubic feet per year natural gas.	$SO_2$	0.0006 lb/MMBtu, 0.008 tpm, 0.03 tpy
	3. Not to exceed 300,000 tpy HMA production.	СО	0.30 lb/MMBtu, 3.75 tpm, 15.0 tpy
		CO <sub>2</sub>	38.5 lb/ton HMA, 1,444 tpm, 5,775 tpy
		VOC	0.032 lb/ton HMA, 1.2 tpm, 4.8 tpy
		HAP (single)	0.93 lb/hr, 0.12 tpm, 0.47 tpy
		HAPs (Total)	1.61 lb/hr, 0.20 tpm, 0.80 tpy
		PM (filterable)	0.01 gr/dscf, 0.59 tpm, 2.36 tpy
		PM <sub>10</sub> (filterable)	0.01 gr/dscf, 0.59 tpm, 2.36 tpy
		PM <sub>2.5</sub> (filterable)	0.007 gr/dscf, 0.41 tpm, 1.65 tpy
		PM (condensable)	0.0194 lb/ton HMA, 0.73 tpm, 2.91 tpy
		Visible Emissions	5% opacity
2 (Note 2)	4. Natural Gas shall be the only fuel.	NO <sub>x</sub>	0.141 lb/hr, 0.0173 tpm, 0.0691 tpy
	5. 1,356,000 cubic feet per year natural gas.	$SO_2$	0.001 lb/hr, 0.000104 tpm, 0.000415 tpy
		СО	0.118 lb/hr, 0.0145 tpm, 0.0581 tpy
		$CO_2$	169.2 lb/hr, 20.7 tpm, 82.9 tpy
		VOC	0.008 lb/hr, 0.00095 tpm, 0.0038 tpy
		HAP (total)	0.0265 lb/hr, 0.000775 tpm, 0.0031 tpy
		PM	0.011 lb/hr, 0.00131 tpm, 0.00525 tpy
Facility Wide	Facility shall restrict operations to between 6:00 AM and 6:00 PM daily		

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#### **Table 2 Notes:**

- 1. Compliance with the shortest term emission limits shall be determined by the arithmetic average of three (3) 1 hour or longer test runs.
- 2. The emissions for EU #2 were calculated based on AP-42 factors.

#### Table 2 Key:

EU# = Emission Unit Number CO = Carbon Monoxide PM = Particulate Matter

 $PM_{2.5}$  = Particulate Matter less than or equal to 2.5 microns in diameter

HAP (single) = maximum single Hazardous Air Pollutant

lb/hr = pounds per hour

tpy = tons per consecutive 12-month period gr/dscf = grains per dry standard cubic foot

 $NO_x = Nitrogen Oxides$  $SO_2 = Sulfur Dioxide$ 

 $PM_{10}$  = Particulate Matter less than or equal to 10

microns in diameter

VOC = Volatile Organic Compounds

HAPs (total) = total Hazardous Air Pollutants.

tpm = tons per month HMA = Hot Mix Asphalt $CO_2 = Carbon Dioxide$ 

#### B. <u>COMPLIANCE DEMONSTRATION</u>

The Permittee is subject to, and shall comply with, the monitoring, testing, record keeping, and reporting requirements as contained in Tables 3, 4, and 5:

Table 3			
EU#	Monitoring and Testing Requirements		
1	1. Within 60 days after achieving the maximum production rate at which EU #1 will be operated, but not later than 150 days after initial startup of EU #1, and then once every five years thereafter, the Permittee shall conduct emissions compliance testing on Unit #1 to demonstrate compliance with the emission limits contained in Table 2 and the applicable limits contained in 40 CFR 60 Subpart I, "Standards of Performance for Hot Asphalt Facilities". Testing shall be conducted in accordance with the requirements and procedures set forth by appropriate EPA Reference Test Methods, 40 CFR 60 Appendix A and Subpart I and this Plan Approval.		

Table 3			
EU#	Monitoring and Testing Requirements		
	2. The Permittee shall conduct a "visolite" leak detection test on the baghouse prior to the start of the operating season. Additional tests shall be performed as needed to locate leaks, bag failures, or other problems with normal operation of the control device.		
	3. The Permittee shall install, operate and maintain an outlet gas temperature and differential pressure monitoring system for the cyclone and baghouse which includes an instantaneous reading of the temperature and differential pressure in the plant operator's control station. Additionally, audible and visual alarms shall be present to signal the need for corrective action in the event the temperature or differential pressure are outside the limits of normal operation established by the manufacturer or through compliance testing.		
Facility- wide	4. Facility personnel shall, at a minimum, conduct a daily inspection of all air pollution control equipment and related operations and activities. In addition, the plant operator shall routinely observe the discharge stacks during operation of the subject equipment.		
	5. Within 60 days after achieving the maximum production rate at which EU #1 will be operated, but not later than 150 days after initial startup of EU #1, the Permittee shall conduct sound level monitoring of the actual sound levels produced by the Facility while it is operating, to verify compliance with the MassDEP noise guidelines. The Permittee shall submit the proposed sound monitoring protocol to MassDEP 30 days prior to the monitoring to obtain approval.		
	6. The Permittee shall monitor all operations to ensure sufficient information is available to comply with 310 CMR 7.12 Source Registration.		
	7. If and when MassDEP requires it, the Permittee shall conduct further emission testing in accordance with USEPA Reference Test Methods and Regulation 310 CMR 7.13		

## Table 3 Key:

EU# = Emission Unit Number

Table 4				
EU#	Record Keeping Requirements			
1	1.	The Permittee shall establish and use a maintenance, inspection and testing log to record and document maintenance, inspection and testing activities on the subject equipment and associated air pollution control equipment. These records shall include, at a minimum, all visolite testing performed, replacement of leaking filter cartridges or bags, daily equipment inspections, stack test results, etc.		
Facility- wide	2.	2. The Permittee shall maintain adequate records on-site to demonstrate compliance with all operational, production, and emission limits contained in Table 2 above. Records shall also include the actual emissions of air contaminant(s) emitted for each calendar month and for each consecutive twelvemonth period (current month plus prior eleven months). These records shall be compiled no later than the 15 <sup>th</sup> day following each month. An electronic version of the MassDEP approved record keeping form, in Microsoft Excel format, can be downloaded at <a href="http://www.mass.gov/dep/air/approvals/aqforms.htm#report">http://www.mass.gov/dep/air/approvals/aqforms.htm#report</a> .		
	3.	The Permittee shall maintain records of monitoring and testing as required by Table 3.		
	4.	The Permittee shall maintain a copy of this Plan Approval, underlying Application and the most up-to-date SOMP for the EU(s) and PCD(s) approved herein on-site.		
	5.	The Permittee shall maintain a record of routine maintenance activities performed on the approved EU(s), PCD(s) and monitoring equipment. The records shall include, at a minimum, the type or a description of the maintenance performed and the date and time the work was completed.		
	6.	The Permittee shall maintain a record of all malfunctions affecting air contaminant emission rates on the approved EU(s) and PCD(s) and monitoring equipment. At a minimum, the records shall include: date and time the malfunction occurred; description of the malfunction; corrective actions taken; the date and time corrective actions were initiated and completed; and the date and time emission rates and monitoring equipment returned to compliant operation.		
	7.	The Permittee shall maintain records to ensure sufficient information is available to comply with 310 CMR 7.12 Source Registration.		
	8.	The Permittee shall maintain records required by this Plan Approval on-site for a minimum of five (5) years.		
	9.	The Permittee shall make records required by this Plan Approval available to MassDEP and USEPA personnel upon request.		

## Table 4 Key:

EU# = Emission Unit Number SOMP = Standard Operating and Maintenance Procedure PCD = Pollution Control Device USEPA = United States Environmental Protection Agency

Table 5			
EU#	Reporting Requirements		
Facility- wide	1.	The Permittee shall submit to MassDEP all information required by this Plan Approval over the signature of a "Responsible Official" as defined in 310 CMR 7.00 and shall include the Certification statement as provided in 310 CMR 7.01(2)(c).	
	2.	The Permittee shall notify MassDEP in writing prior to initiation of construction.	
	3.	The Permittee shall notify the Central Regional Office of MassDEP, BWP Permit Chief by telephone: 508-767-2845, email: CERO.Air@massmail.state.ma.us or fax: 508-792-7621, as soon as possible, but no later than one (1) business day after discovery of an exceedance(s) of Table 2 requirements. A written report shall be submitted to Permit Chief at MassDEP within three (3) business days thereafter and shall include: identification of exceedance(s), duration of exceedance(s), reason for the exceedance(s), corrective actions taken, and action plan to prevent future exceedance(s).	
	4.	The Permittee shall report to MassDEP, in accordance with 310 CMR 7.12, all information as required by the Source Registration/Emission Statement Form. The Permittee shall note therein any minor changes (under 310 CMR 7.02(2)(e), 7.03, 7.26, etc.), which did not require Plan Approval.	
	5.	The Permittee shall provide a copy to MassDEP of any record required to be maintained by this Plan Approval within 30-days from MassDEP's request.	
	6.	The Permittee shall submit to MassDEP for approval a stack emission pretest protocol, and the sound level monitoring protocol, at least 30 days prior to emission testing, for emission testing as defined in Table 3 Monitoring and Testing Requirements.	
	7.	The Permittee shall submit to MassDEP a final stack emission test results report, and the sound level monitoring report, within 45 days after emission testing, for emission testing as defined in Table 3 Monitoring and Testing Requirements.	

#### Table 5 Key:

EU# = Emission Unit Number

## 4. SPECIAL TERMS AND CONDITIONS

A. The Permittee is subject to, and shall comply with, the Special Terms and Conditions as contained in Table 6 below:

	Table 6			
EU#	Special Terms and Conditions			
1	Lower temperature (i.e. "warm mix") asphalt mixes shall be used whenever possible to minimize hydrocarbon and VOC emissions. Odor neutralizing products such as "Eco-Sorb" or equivalent may be used in the asphalt mixes at the option of the Permittee.			
	<ol> <li>6 inch diameter stack test ports shall be installed in the stack serving the fabric filter baghouse, with locations complying with EPA Method 1. The Facility shall be constructed with no obstructions to the use of standard stack testing equipment.</li> </ol>			
	3. The combined rotary dryer/drum mixer shall have a drum recovery fan installed to capture blue smoke emissions from the mixer and route them to the burner for combustion.			
	4. The Permittee shall have readily accessible on-site as spares, at all times, the minimum number of filter elements, cartridges, or bags for the EU #1 baghouse, as recommended by the manufacturer's specifications.			
3	5. The Facility shall be constructed so that there will be enough room around the silo and truck approach area to install a suitable enclosure to capture the emissions from loading HMA into trucks; and leaving enough room for a possible control device and ancillary equipment (blower, instrumentation, etc.). Such control device shall be installed if MassDEP determines it is necessary to avoid a condition of air pollution from truck loading emissions.			
	<ol><li>The top of silo blue smoke recovery system shall be properly maintained and in operation whenever HMA is being produced.</li></ol>			
4	<ol><li>The liquid asphalt storage tanks shall be equipped with vent condensers to control VOC emissions.</li></ol>			
5	8. Material transfer conveyors shall be covered to prevent wind-blown dust emissions.			
	9. Only pre-washed aggregate shall be used at the Facility.			
-	10. All solid raw materials shall be stored in roofed and three-sided structures to control wind-blown dust emissions.			
-	11. Aggregate stockpiles and Roadways - Employ Best Management Practices to control fugitive emissions, including but not limited to watering, sweeping, and spillage removal. All facility roadways, aggregate handling areas and the rock crushing area shall be paved.			
Facility Wide	12. During construction, the Permittee shall prevent excessive emissions of particulate matter by seeding, paving, covering, wetting, or otherwise controlling particulate matter.			
	13. The Permittee shall utilize non-volatile release agents for the trucks, require that all trucks cover their loads with tarps free of rips and/or tears as quickly as possible after loading and limit onsite truck speeds to no more than 10 miles per hour.			
	14. The Permittee shall ensure that the subject Facility complies with all applicable requirements contained in 40 CFR 60, Subpart I, "Standards of Performance for Hot Mix Asphalt Plants".			

Table 6			
EU#	Special Terms and Conditions		
	15. Within one hundred eighty (180) days of the date of completion of installation and commencement of continuous operation of the new drum mix plant and associated pollution control equipment, the Permittee shall submit to MassDEP, for approval, the updated SOMP for the Facility, which includes, but is not limited to, the operating parameters established by the manufacturer for the Facility, and as a result of testing, start-up and maintenance procedures of pollution control equipment, emergency measures to be taken should either the subject equipment malfunction and all required record keeping procedures. The Permittee shall operate the Facility in accordance with its SOMP. Future updates to the SOMP shall be submitted to MassDEP within thirty (30) days of said revisions. The updated SOMP shall supersede prior versions of the SOMP and shall include all equipment approved herein.		
	16. During daily startup of the plant operations, Facility representatives shall conduct a visual inspection of each wet dust suppression system, verify that water is flowing from the nozzles and make written note of deficiencies/malfunctions, if any, and take immediate corrective actions.		
	17. The Facility operating hours shall be limited to between 6:00 AM and 6:00 PM daily, Monday through Saturday.		
	18. Potential noise emissions from the Facility shall be minimized through the use of mitigation measures. These measures shall include, but are not limited to: constructing a six foot high wall approximately 150 feet long along the northern property line of the Facility; installing a fully-enclosed burner on the rotary dryer; enclosing the air compressor on three sides to isolate its sound from the nearby property lines; fitting an outlet silencer on the baghouse exhaust blower; dump truck unloading towards the east end of the property; and lowering the sound levels produced by the front-end loader as much as possible.		
	19. The Permittee shall not cause or contribute to a condition of air pollution from noise, dust or odor from the Facility. The Permittee shall add pollution control equipment or change operations if deemed necessary by MassDEP in order to prevent air pollution.		

#### Table 6 Key:

EU# = Emission Unit Number

VOC = Volatile Organic Compounds

HMA = Hot Mix Asphalt

SOMP = Standard Operating and Maintenance Procedure

B. The Permittee shall install and use an exhaust stack, as required in Table 7, on each of the Emission Units that is consistent with good air pollution control engineering practice and that discharges so as to not cause or contribute to a condition of air pollution. Each exhaust stack shall be configured to discharge the gases vertically and shall not be equipped with any part

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- or device that restricts the vertical exhaust flow of the emitted gases, including but not limited to rain protection devices known as "shanty caps" and "egg beaters."
- C. The Permittee shall install and utilize exhaust stacks with the following parameters, as contained in Table 7, for the Emission Units that are regulated by this Plan Approval:

Table 7				
EU#	Stack Height Above Ground (feet)	Stack Inside Exit Dimensions	Stack Gas Exit Velocity Range (feet per second)	Stack Gas Exit Temperature Range (°F)
1	55	4.64	59.1	275
2	13	0.83	10	400

Table 7 Key:

EU# = Emission Unit Number

<sup>o</sup>F = Degree Fahrenheit

## 5. GENERAL CONDITIONS

The Permittee is subject to, and shall comply with, the following general conditions:

- A. Pursuant to 310 CMR 7.01, 7.02, 7.09 and 7.10, should any nuisance condition(s), including but not limited to smoke, dust, odor or noise, occur as the result of the operation of the Facility, then the Permittee shall immediately take appropriate steps including shutdown, if necessary, to abate said nuisance condition(s).
- B. If asbestos remediation/removal will occur as a result of the approved construction, reconstruction, or alteration of this Facility, the Permittee shall ensure that all removal/remediation of asbestos shall be done in accordance with 310 CMR 7.15 in its entirety and 310 CMR 4.00.
- C. If construction or demolition of an industrial, commercial or institutional building will occur as a result of the approved construction, reconstruction, or alteration of this Facility, the Permittee shall ensure that said construction or demolition shall be done in accordance with 310 CMR 7.09(2) and 310 CMR 4.00.
- D. Pursuant to 310 CMR 7.01(2)(b) and 7.02(7)(b), the Permittee shall allow MassDEP and / or USEPA personnel access to the Facility, buildings, and all pertinent records for the purpose

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of making inspections and surveys, collecting samples, obtaining data, and reviewing records.

- E. This Plan Approval does not negate the responsibility of the Permittee to comply with any other applicable Federal, State, or local regulations now or in the future.
- F. Should there be any differences between the Application and this Plan Approval, the Plan Approval shall govern.
- G. Pursuant to 310 CMR 7.02(3)(k), MassDEP may revoke this Plan Approval if the construction work is not commenced within two years from the date of issuance of this Plan Approval, or if the construction work is suspended for one year or more.
- H. This Plan Approval may be suspended, modified, or revoked by MassDEP if MassDEP determines that any condition or part of this Plan Approval is being violated.
- I. This Plan Approval may be modified or amended when in the opinion of MassDEP such is necessary or appropriate to clarify the Plan Approval conditions or after consideration of a written request by the Permittee to amend the Plan Approval conditions.
- J. Pursuant to 310 CMR 7.01(3) and 7.02(3)(f), the Permittee shall comply with all conditions contained in this Plan Approval. Should there be any differences between provisions contained in the General Conditions and provisions contained elsewhere in the Plan Approval, the latter shall govern.

# 6. MASSACHUSETTS ENVIRONMENTAL POLICY ACT

MassDEP has determined that the filing of an Environmental Notification Form (ENF) with the Secretary of Energy & Environmental Affairs, for air quality control purposes, was not required prior to this action by MassDEP. Notwithstanding this determination, the Massachusetts Environmental Policy Act (MEPA) and 301 CMR 11.00, Section 11.04, provide certain "Fail-Safe Provisions," which allow the Secretary to require the filing of an ENF and/or an Environmental Impact Report (EIR) at a later time.

## 7. <u>APPEAL PROCESS</u>

This Plan Approval is an action of MassDEP. If you are aggrieved by this action, you may request an adjudicatory hearing. A request for a hearing must be made in writing and postmarked within twenty-one (21) days of the date of issuance of this Plan Approval.

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Under 310 CMR 1.01(6)(b), the request must state clearly and concisely the facts, which are the grounds for the request, and the relief sought. Additionally, the request must state why the Plan Approval is not consistent with applicable laws and regulations.

The hearing request along with a valid check payable to the Commonwealth of Massachusetts in the amount of one hundred dollars (\$100.00) must be mailed to:

Commonwealth of Massachusetts
Department of Environmental Protection
P.O. Box 4062
Boston, MA 02211

This request will be dismissed if the filing fee is not paid, unless the appellant is exempt or granted a waiver as described below. The filing fee is not required if the appellant is a city or town (or municipal agency), county, or district of the Commonwealth of Massachusetts, or a municipal housing authority.

MassDEP may waive the adjudicatory hearing-filing fee for a person who shows that paying the fee will create an undue financial hardship. A person seeking a waiver must file, together with the hearing request as provided above, an affidavit setting forth the facts believed to support the claim of undue financial hardship.

Enclosed is a stamped approved copy of the application submittal.

Should you have any questions concerning this Plan Approval, please contact Paul Dwiggins by telephone at 508-767-2760, or in writing at the letterhead address.

This final document copy is being provided to you electronically by the Department of Environmental Protection. A signed copy of this document is on file at the DEP office listed on the letterhead.

Roseanna E. Stanley Acting Permit Chief Bureau of Waste Prevention

#### Enclosure

ecc: Uxbridge Board of Health

Uxbridge Fire Department MassDEP/Boston - Yi Tian Blue Sky Environmental